



STATE OF CALIFORNIA  
THE RESOURCES AGENCY  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS

## License for Diversion and Use of Water

APPLICATION 22229

PERMIT 15102

LICENSE 10349

**THIS IS TO CERTIFY, That**

IDA MAY RICE  
P. O. BOX 542, MODESTO, CALIFORNIA 95353 (over)

HAS made proof as of MAY 14, 1971 (the date of inspection)  
to the satisfaction of the State Water Resources Control Board of a right to the use of the water of  
JORDAN CREEK IN MARIPOSA COUNTY

tributary to MOORE CREEK THENCE NORTH FORK MERCED RIVER

for the purpose of IRRIGATION, STOCKWATERING, FIRE PROTECTION AND RECREATIONAL USES  
under Permit 15102 of the Board and that the right to the use of this water has been perfected  
in accordance with the laws of California, the Regulations of the Board and the permit terms; that the  
priority of this right dates from JULY 19, 1965 and that the amount of water to which  
this right is entitled and hereby confirmed is limited to the amount actually beneficially used for the stated  
purposes and shall not exceed THREE AND THREE-TENTHS (3.3) ACRE-FEET PER ANNUM, TO BE  
COLLECTED FROM DECEMBER 1 OF EACH YEAR TO APRIL 1 OF THE SUCCEEDING YEAR.

MAXIMUM WITHDRAWAL FROM STORAGE IN ANY ONE YEAR UNDER THIS LICENSE AND LICENSE  
7582 (APPLICATION 17259) IS LIMITED TO 46.2 ACRE-FEET.

THE POINT OF DIVERSION OF SUCH WATER IS LOCATED:

SOUTH 1,660 FEET AND WEST 1,048 FEET FROM NE CORNER OF SECTION 15, T2S, R17E, MDB&M,  
BEING WITHIN SE1/4 OF NE1/4 OF SAID SECTION 15.

THE POINT OF REDIVERSION OF SUCH WATER IS LOCATED:

NORTH 200 FEET AND WEST 900 FEET FROM SE CORNER OF SECTION 14, T2S, R17E, MDB&M,  
BEING WITHIN SE1/4 OF SE1/4 OF SAID SECTION 14.

A DESCRIPTION OF LANDS OR THE PLACE WHERE  
SUCH WATER IS PUT TO BENEFICIAL USE IS AS FOLLOWS:

STOCKWATERING, RECREATIONAL, AND FIRE PROTECTION USES AT RESERVOIR WITHIN SE1/4 OF  
NE1/4 AND SW1/4 OF NE1/4 OF SECTION 15, T2S, R17E, MDB&M, AND IRRIGATION AS FOLLOWS:

5 ACRES WITHIN SW1/4 OF SE1/4 OF SECTION 14, T2S, R17E, MDB&M  
15 ACRES WITHIN SE1/4 OF SE1/4 OF SECTION 14, T2S, R17E, MDB&M  
1 ACRE WITHIN NW1/4 OF NE1/4 OF SECTION 23, T2S, R17E, MDB&M  
7 ACRES WITHIN NE1/4 OF NE1/4 OF SECTION 23, T2S, R17E, MDB&M

28 ACRES TOTAL

DURING YEARS WHEN MERCED IRRIGATION DISTRICT RESERVOIRS AT MCSWAIN AND EXCHEQUER DO  
NOT FILL AND SPILL BY JUNE 30, LICENSEE WILL BE REQUIRED TO RELEASE ALL BUT 46.2  
ACRE-FEET FROM HIS RESERVOIR, EXCEPT THAT LICENSEE SHALL NOT BE REQUIRED TO REDUCE  
THE LEVEL IN THE RESERVOIR BELOW THAT WHICH EXISTED ON OCTOBER 1 OF THE PRECEDING  
YEAR.

LICENSEE SHALL MAINTAIN AN OUTLET PIPE OF ADEQUATE CAPACITY IN HIS DAMS AS NEAR AS PRACTICABLE TO THE NATURAL STREAM CHANNEL OR PROVIDE OTHER SATISFACTORY MEANS OF RE-LEASING WATER INTO THE DOWNSTREAM CHANNEL TO COMPLY WITH THE PRECEDING PARAGRAPH TO SATISFY DOWNSTREAM PRIOR RIGHTS.

LICENSEE SHALL MAINTAIN A STAFF GAGE IN HIS RESERVOIRS MEETING THE APPROVAL OF THE STATE WATER RESOURCES CONTROL BOARD FOR THE PURPOSE OF DETERMINING WATER LEVELS IN HIS RESERVOIR.

LICENSEE SHALL SUPPLY THE STAFF GAGE READINGS ON OR ABOUT OCTOBER 1 OF EACH YEAR, VERIFIED BY PROTESTANT OR HIS DESIGNATED REPRESENTATIVE, TO THE STATE WATER RESOURCES CONTROL BOARD.

LICENSEE SHALL ALLOW PROTESTANT OR HIS DESIGNATED REPRESENTATIVE REASONABLE ACCESS TO THE RESERVOIRS FOR THE PURPOSE OF DETERMINING WHETHER WATER SHOULD BE RELEASED IN ACCORDANCE WITH PRECEDING PARAGRAPHS OF THIS LICENSE.

THIS LICENSE DOES NOT AUTHORIZE COLLECTION OF WATER TO STORAGE OUTSIDE OF THE SPECIFIED SEASON TO OFFSET EVAPORATION AND SEEPAGE LOSSES OR FOR ANY OTHER PURPOSE.

*Licensee shall allow representatives of the Board and other parties, as may be authorized from time to time by the Board, reasonable access to project works to determine compliance with the terms of this license.*

*All rights and privileges under this license, including method of diversion, method of use and quantity of water diverted are subject to the continuing authority of the Board in accordance with law and in the interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of diversion of said water.*

*[REDACTED SECTION]*

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time to time by the Board.

*The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein specified and to the lands or place of use herein described.*

*This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:*

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the Board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: JUL 8 1974

STATE WATER RESOURCES CONTROL BOARD

*A. L. Rosenberger*  
Chief, Division of Water Rights

L10349

5-19-81 Asgd to Linkletter Properties

Not of Asgd: App.#22229 12/7/90  
Lic.#10349

The Trust for Public Land

Notice of Asgd: App#22229 Lic#10349 1/23/91

U.S. Stanislaus National Forest  
19777 Greenley Road  
Sonora, CA 95370-5909

3